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LAW OFFICES OF
LOUIS E. GITOMER

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December 29, 2009

Cynthia T. Brown
Chief of the Section of Administration, Office of Proceedings
Surface Transportation Board
395 F Street, S.W.
Washington, D. C. 20423

ENTERED
Office of Proceedings

DEC 29 2009

Part of
Public Record

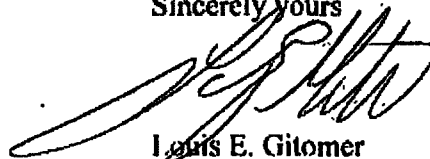
RE: Docket No. AB-55 (Sub-No. 698X), *CSX Transportation, Inc.* –
Discontinuance of Service Exemption—in Clark, Floyd, Lawrence, Orange,
and Washington Counties, IN

Dear Ms. Brown:

Enclosed for efilng-is a copy of the verification of the publication of notice in
The Paoli Republican on December 15, 2009; the Times-Mail on December 17, 2009;
The Evening News on December 18, 2009; and The Tribune on December 18, 2009.

Thank you for your assistance. If you have any questions please call or email me.

Sincerely yours



Louis E. Gitomer
Attorney for: CSX Transportation, Inc.

Enclosures

CSX TRANSPORTATION
Notice of Intent

TIMES-MAIL
BEDFORD, INDIANA

Notice of Intent To Discontinue Rail Service
CSX Transportation, Inc. gives notice that on or about December 18, 2009 it intends to file with the Surface Transportation Board, Washington, DC 20423, a petition for exemption under 49 U.S.C. 10502 from the prior approval requirements of 49 U.S.C. 10903, et seq., permitting the discontinuance of service on a 62.3-mile line of railroad between railroad milepost 00Q 251.7, near Bedford which traverses through United States Postal Service ZIP Code 47150, 47172, 47106, 47143, 47165, 47187, 47108, 47452, 47446 and 47421, and railroad milepost 00Q 314, near New Albany in Clark, Floyd, Lawrence, Orange and Washington Counties, IN. The proceeding has been docketed, as No. AB-55 (Sub-No. 008X). The Board's Section of Environmental Analysis ("SEA") will generally prepare an Environmental Assessment ("EA"), which will normally be available 60 days after the filing of the petition for abandonment exemption. Comments on environmental and energy matters should be filed no later than 30 days after the EA becomes available to the public and will be addressed in a Board decision. Interested persons may obtain a copy of the EA or make inquiries regarding environmental matters by writing to SEA, Surface Transportation Board, Washington, DC 20423 or by calling SEA at 202-245-0295. Appropriate offers of financial assistance to continue rail service can be filed with the Board. Requests

for environmental conditions also can be filed with the Board. An original and 10 copies of any pleading that raises matters other than environmental issues (such as offers of financial assistance) must be filed directly with the Board's Section of Administration, Office of Proceedings, 305 E Street, SW, Washington, DC 20423-0001 (See 49 CFR 1104.1(a) and 1104.3(a)), and one copy must be served on applicant's representative (See 49 CFR 1104.12(a)). Questions regarding offers of financial assistance, public use or trails use may be directed to the Board's Office of Public Assistance, Governmental Affairs, and Compliance, at 202-245-0233. Copies of any comments or requests for conditions should be served on the applicant's representative Louis E. Gitomer, Law Offices of Louis E. Gitomer, 600 Baltimore Avenue, Suite 301, Towson, MD 21201, (410) 296-2250, Lou_Gitomer@verizon.net.

PROOF OF PUBLICATION

State of Indiana
County of Lawrence

The undersigned, being duly sworn on oath, says that he/she is Public Notice Clerk of Times-Mail a public newspaper of general circulation, printed in the town of Bedford, in said county and state; that the notice, of which the annexed is a true copy, was published in regular edition of said paper, issued upon the following dates, to wit:

12/17/09

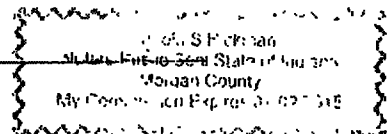
forpe Thomas

Subscribed and sworn to before me
December 17, 2009

SAK
Notary Public or Clerk

My Commission expires:

Publication Fee: \$103.40



Proof of Publication

NOTICE OF Intent To Discontinue Rail Service

CSX Transportation, Inc. gives notice that on or about December 18, 2009 it intends to file with the Surface Transportation Board, Washington, DC, 20423, a petition for exemption under 49 U.S.C. 10502 from the prior approval requirements of 49 U.S.C. 10903, et seq., permitting the discontinuance of service on a 62.3-mile line of railroad between railroad milepost 00Q 251.7, near Bedford which traverses through United States Postal Service ZIP Codes 47150, 47172, 47106, 47143, 47165, 47167, 47108, 47452, 47448, and 47421, and railroad milepost 00Q 314, near New Albany in Clark, Floyd, Lawrence, Orange, and Washington Counties, IN. The proceeding has been docketed as No. AB-55 (Sub-No. 698X).

The Board's Section of Environmental Analysis ("SEA") will generally prepare an Environmental Assessment ("EA"), which will normally be available 60 days after the filing of the petition for abandonment exemption. Comments on environmental and energy matters should be filed no later than 30 days after the EA becomes available to the public and will be addressed in a Board decision. Interested persons may obtain a copy of the EA or make inquiries regarding environmental matters by writing to SEA, Surface Transportation Board, Washington, DC 20423 or by calling SEA at 202-245-0295.

Appropriate offers of financial assistance to continue rail service can be filed with the Board. Requests for environmental conditions also can be filed with the Board. An original and 10 copies of any pleading that raises matters other than environmental issues (such as offers of financial assistance) must be filed directly with the Board's Section of Administration, Office of Proceedings, 395 E Street, SW, Washington, DC 20423-0001 [See 49 CFR 1104.1(a) and 1104.3(a)], and one copy must be served on applicant's representative [See 49 CFR 1104.12(a)]. Questions regarding offers of financial assistance, public use or trails use may be directed to the Board's Office of Public Assistance, Governmental Affairs, and Compliance at 202-245-0233. Copies of any comments or requests for conditions should be served on the applicant's representative Louis E. Gitomer, Law Offices of Louis E. Gitomer, 600 Baltimore Avenue, Suite 301, Towson, MD 21204, (410) 296-2250, Lou_Gitomer@verizon.net.

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STATE OF INDIANA COUNTY OF CLARK - SS

Melissa Tolnay On oath says that she is the bookkeeper of The Evening News and in the employ of the publisher of

THE EVENING NEWS,

a daily newspaper of general circulation printed and published in the city of Jeffersonville, Clark County, State of Indiana, and further says that the annexed advertisement was published in said paper for #() time(s) to-wit: In issue of said The Evening News dated: December 18, 2009.

(X) Melissa Tolnay

STATE OF INDIANA COUNTY OF CLARK

subscribed and sworn to before me this

21st day of December, 2009.

(X) Joann Galligan
JOANN GALLIGAN

Notary Public, Clark County, Indiana
(My Commission Expires August 27, 2014.)

71
065-22632

**Proof of
Publication**

NOTICE OF Intent To Dis-
continue Rail Service
CSX Transportation, Inc.
gives notice that on or
about December 18, 2009 it
intends to file with the Sur-
face Transportation Board,
Washington, DC 20423, a

petition for exemption under
49 U.S.C. 10502 from the
prior approval requirements
of 49 U.S.C. 10903, et seq.,
permitting the discontinu-
ance of service on a 62.3-
mile line of railroad be-
tween railroad milepost
00Q 251.7, near Bedford
which traverses through
United States Postal Ser-
vice ZIP Codes 47160,
47172, 47108, 47143,
47165, 47167, 47108,
47452, 47446, and 47421;
and railroad milepost 00Q
314, near New Albany in
Clark, Floyd, Lawrence, Or-
ange, and Washington
Counties, IN. The proceed-
ing has been docketed as
No AB-55 (Sub-No.698X).
The Board's Section of En-
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("SEA") will generally pre-
pare an Environmental As-
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normally be available 60
days after the filing of the
petition for abandonment
exemption. Comments on
environmental and energy
matters should be filed no
later than 30 days after the
EA becomes available to
the public and will be ad-
dressed in a Board deci-
sion. Interested persons
may obtain a copy of the
EA or make inquiries re-
garding environmental mat-
ters by writing to SEA, Sur-
face Transportation Board,
Washington, DC 20423 or
by calling SEA at 202-245-
0295.
Appropriate offers of finan-
cial assistance to continue
rail service can be filed with
the Board. Requests for en-
vironmental conditions also
can be filed with the Board.
An original and 10 copies of
any pleading that raises
matters other than environ-
mental issues (such as of-
fers of financial assistance)
must be filed directly with
the Board's Section of Ad-
ministration, Office of Pro-
ceedings, 395 E Street,
SW, Washington, DC
20423-0001 [See 49 CFR
1104.1(a) and 1104.3(a)],
and one copy must be
served on applicant's repre-

**STATE OF INDIANA
COUNTY OF FLOYD - SS**

**Melissa Tolnay On oath says that she is the
bookkeeper of The Tribune and in the employ of the
publisher of**

THE TRIBUNE,

**a daily newspaper of general circulation printed and
published in the city of New Albany, Floyd County,
State of Indiana, and further says that the annexed
advertisement was published in said paper for #()
time(s) to-wit: In issue of said Tribune
dated: December 18, 2009.**

(X) Melissa Tolnay

**STATE OF INDIANA
COUNTY OF FLOYD**

subscribed and sworn to before me this

21ST day of December, 2009.

(X) Joann Galligan
JOANN GALLIGAN

**Notary Public, Floyd County, Indiana
(My Commission Expires August 27, 2014)**

Publication

Fee \$ 24.71

06522632

Prescribed by State Board of Accounts

General Form No. 99P (Revised 2009A)

Louis E. Gitomer

To: The Paoli Republican
131 N.W. Court St., Paoli, IN 47454
1-35-12001964 (59002)

Orange County, Indiana

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall
total more than four solid lines of type in which the body of the advertise-
ment is set) -- number of equivalent lines
Head -- number of lines
Body-- number of lines
Tail -- number of lines

Total number of lines in notice

COMPUTATION OF CHARGES

64 lines, one columns wide equals 64 equivalent lines at
.407 cents per line..... \$ 26.05
Additional charge for notices containing rule or tabular work (50 percent
of above amount)..... \$ 0
Charge for extra proofs of publication (\$1.00 for each proof in excess of
two).....
TOTAL AMOUNT OF CLAIM..... \$ 26.05

DATA FOR COMPUTING COST

Width of column picas 11
Number of insertions 1
Size of type 7 point

Pursuant to the provisions and penalties of IC 5-11-10-1, I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

I also certify that the printed matter attached hereto is a true copy, of the same column width and type size, which was duly published in said paper 1 time(s). The dates of the publication(s) being as follows:

Dec. 15, 2009

Additionally, the statement checked below is true and correct:

- ☐ Newspaper does not have a Web site.
- ☒ Newspaper has a Web site and this public notice was posted on the same day as it was published in the newspaper.
- ☐ Newspaper has a Website, but due to technical problem or error, public notice was posted on _____.
- ☐ Newspaper has a Web site but refuses to post the public notice.

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To Discontinue Rail Service
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ARTHUR HAMPTON, Publisher

GOVERNMENTAL AFFAIRS, AND COMPLIANCE
Governmental Affairs, and Compliance at 202-245-0233. Copies of any comments or requests for conditions should be served on the applicant's representative Louis E. Gitomer, Law Offices of Louis E. Gitomer, 600 Baltimore Avenue, Suite 301, Towson, MD 21204, (410)296-2250, Lou_Gitomer@verizon.net.